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(54) Title: FLP-MEDIATED GENE MODIFICATION IN MAMMALIAN CELLS, AND COMPOSITIONS AND CELLS USEFUL THEREFOR

## (57) Abstract

A gene activation/inactivation and site-specific integration system has been developed for mammalian cells. The invention system is based on the recombination of transfected sequences by FLP, a recombinase derived from *Saccharomyces*. In several cell lines, FLP has been shown to rapidly and precisely recombine copies of its specific target sequence. For example, a chromosomally integrated, silent  $\beta$ -galactosidase reporter gene was activated for expression by FLP-mediated removal of intervening sequences to generate clones of marked cells. Alternatively, the reverse reaction can be used to target transfected DNA to specific chromosomal sites. These results demonstrate that FLP can be used, for example, to mosaically activate or inactivate transgenes for a variety of therapeutic purposes, as well as for analysis of vertebrate development.

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FLP-MEDIATED GENE MODIFICATION IN MAMMALIAN CELLS,  
AND COMPOSITIONS AND CELLS USEFUL THEREFOR

This invention relates to recombinant DNA technology. In a particular aspect, this invention relates to methods for the site-specific recombination of DNA in mammalian cells or host mammalian organisms. In  
5 another aspect, the present invention relates to novel DNA constructs, as well as compositions, cells and host organisms containing such constructs. In yet another aspect, the present invention relates to methods for the activation and/or inactivation of expression of  
10 functional genes. In a further aspect, the present invention relates to methods for the introduction of DNA into specific sites in the genome of mammalian cells. In a still further aspect, the present invention relates to gene therapy methods. In still another aspect, the  
15 present invention relates to means for the recovery of transfected DNA from a cell or host organism. In a still further aspect, the present invention relates to assay methods.

20

BACKGROUND OF THE INVENTION

Many recent manipulations of gene expression involve the introduction of transfected genes  
25 (transgenes) to confer some novel property upon, or to alter some intrinsic property of, mammalian cells or organisms. The efficacy of such manipulations is often impaired by such problems as the inability to control the chromosomal site of transgene integration; or the  
30 inability to control the number of copies of a transgene that integrate at the desired chromosomal site; or by difficulties in controlling the level, temporal characteristics, or tissue distribution of transgene

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expression; or by the difficulty of modifying the structure of transgenes once they are integrated into mammalian chromosomes.

Transgenes are often introduced into  
5 mammalian cells or organisms to determine which components of a transgene are required for specific qualitative or quantitative alterations of the host system. Since both chromosomal position and copy number are major determinants of transgene function, the  
10 usefulness of these analyses is limited because current techniques for efficiently introducing transgenes into mammalian hosts result in the insertion of a variable number of transgene copies at random chromosomal positions. It is, therefore, difficult (if not  
15 impossible) to compare the effects of one transgene to those of another if the two transgenes occupy different chromosomal positions and are present in the genome at different copy numbers. Considerably more refined analyses would be possible if one could routinely  
20 introduce single copies of a variety of transgenes into a defined chromosomal position.

The spatial or temporal characteristics of transgene expression is difficult to control in intact organisms. The restricted expression of transgenes is  
25 potentially of great interest, as this technique can be employed for a variety of therapeutic applications, e.g., for the selective interruption of a defective gene, for the alteration of expression of a gene which is otherwise over-expressed or under-expressed, for the selective  
30 introduction of a gene whose product is desirable in the host, for the selective removal or disruption of a gene whose expression is no longer desired in the host, and the like.

Transgene expression is typically governed  
35 by a single set of control sequences, including promoters and enhancers which are physically linked to the

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transgenes (i.e., cis-acting sequences). Considerably greater expression control could be achieved if transgene expression could be placed under the binary control of these cis-acting sequences, plus an additional set of sequences that were not physically linked to the transgenes (i.e., trans-acting sequences). A further advantage would be realized if the transient activity of these trans-acting functions resulted in a stable alteration in transgene expression. In this manner, it would be possible, for example, to introduce into a host a transgene whose expression would have lethal or deleterious effects if it was constitutively expressed in all cells. This would be accomplished by delaying the expression of the transgene to a specific time or developmental stage of interest, or by restricting the expression of the transgene to a specific subset of the cell population.

It is currently difficult (if not impossible) to precisely modify the structure of transgenes once they have been introduced into mammalian cells. In many applications of transgene technology, it would be desirable to introduce the transgene in one form, and to then be able to modify the transgene in a defined manner. By this means, transgenes could be activated or inactivated or the sequences which control transgene expression could be altered by either removing sequences present in the original transgene or by inserting additional sequences into the transgene.

Previous descriptions of recombinase-mediated rearrangement of chromosomal sequences in *Drosophila* and mammalian cells have not directly addressed the question of whether site-specific recombinases could routinely create a functional translational reading frame. Moreover, the reported efficiency of the prior art recombinase system, in the only other description of site-specific recombination in



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mammalian cells reported to date [based on Cre recombinase, described by Sauer and Henderson in Nucleic Acids Research, Vol. 17: 147 (1989)] appears to be quite low.

5

## BRIEF DESCRIPTION OF THE INVENTION

In accordance with the present invention,  
10 we have developed a system for the selective modification of chromosomal or extrachromosomal DNA in mammalian cells. Selective modification can involve the insertion of one DNA into another DNA (e.g., to create a hybrid  
15 gene, to activate a gene, to inactivate a gene, and the like), or the removal of specific DNA molecule(s) from other DNA molecule(s) containing the DNA to be removed (e.g., to inactivate a gene, to bring desired DNA fragments into association with one another, and the like).

20 The recombination system of the present invention is based on site-specific recombinase, FLP. In one application of the invention recombination system, FLP-mediated removal of intervening sequences is required for the formation of a functional gene. Expression of  
25 the functional gene therefore, falls under the control of both the regulatory sequences associated with the functional gene and also under the control of those sequences which direct FLP expression.

The reverse of the above-described  
30 process, i.e., the FLP-mediated introduction of DNA, provides a convenient and selective means to introduce DNA into specific sites in mammalian chromosomes.

FLP-mediated recombination of marker genes provides a means to follow the fate of various sequences  
35 over the course of development and/or from generation-to-generation. The recombination event creates a functional

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marker gene. This gain-of-function system can be used for lineage analyses in a wide variety of tissues in different organisms. Prior to FLP-mediated recombination, the marker gene is normally silent, i.e., the phenotype typical of the marker is not observed. In the absence of FLP, spontaneous recombination to produce functional marker occurs only at very low frequencies. In the presence of FLP, functional marker is efficiently produced. In addition, this gain-of-function system is heritable and is easily detected by simple histochemical assays. For example, in transgenic mice, the lineages in which recombination is to occur can be controlled by appropriate selection of the promoters used to drive FLP expression. This could include promoters that are only transiently active at a developmental stage that substantially precedes overt cell differentiation. Since transcription of the marker gene is controlled by regulatory sequences associated therewith, functional marker genes can be expressed at later developmental stages, after cell differentiation has occurred. By this means, it is possible to construct a map for mammalian development that correlates embryonic patterns of gene expression with the organization of mature tissues.

25

## BRIEF DESCRIPTION OF THE FIGURES

Figure 1 presents schematic diagrams of FLP-mediated recombination events. In Figure 1A, FLP-mediated introduction of DNA is illustrated, while in Figure 1B, FLP-mediated removal of intervening sequences is illustrated.

Figure 2 is presented in three parts. Figure 2A presents schematic diagrams of the expression vectors pFRT $\beta$ GAL, pNEO $\beta$ GAL, and pOG44 FLP. Figure 2B presents a Southern blot of Hirt lysates prepared from

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293 (human embryonic kidney) cells transfected with one microgram of pNEO $\beta$ GAL and varying amounts of the pOG44 FLP expression vector. Figure 2C graphically presents the  $\beta$ -galactosidase activities in the same transfections shown in part B, referred to above.

Figure 3A, at the top, presents a schematic of the pattern of plasmid integration in E25 deduced from Southern blot analysis. Figure 3A, in the middle, presents the predicted pattern for  $\beta$ -galactosidase positive subclones of E25 if precise recombination across the FLP-recombination target sites occurs. Figure 3A, at the bottom, presents the predicted pattern for  $\beta$ -galactosidase negative, neomycin resistant subclones of E25B2 after FLP mediated insertion of pOG45. Figure 3B presents an analysis of genomic DNA from a cell line with a single integrated copy of pNEO $\beta$ GAL (i.e., CVNEO $\beta$ GAL/E25, designated as E25), two derivative  $\beta$ -galactosidase-positive subclones (designated as E25B1 and E25B2), and two subclones derived from E25B2 after transfection with pOG45 (designated as B2N1 and B2N2).

#### DETAILED DESCRIPTION OF THE INVENTION

In accordance with the present invention, there is provided a mammalian recombination system comprising:

- (i) FLP recombinase, or a nucleotide sequence encoding same, and
- (ii) a first DNA comprising a nucleotide sequence containing at least one FLP recombination target site.

In accordance with another embodiment of the present invention, there are provided novel DNA constructs useful for the introduction of DNA into the

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genome of a transfected organism, said DNA construct comprising, as an autonomous fragment:

- (a) at least one FLP recombination target site,
- 5 (b) at least one restriction endonuclease recognition site,
- (c) at least one marker gene,
- (d) a bacterial origin of replication, and optionally
- 10 (e) a mammalian cellular or viral origin of DNA replication.

In accordance with yet another embodiment of the present invention, there are provided novel DNA constructs useful for the rescue of DNA from the genome of a transfected organism, said DNA construct comprising, 15 as an autonomous fragment, in the following order, reading from 5' to 3' along said fragment:

- (a) a first FLP recombination target site,
- (b) an insert portion comprising, in any 20 suitable sequence:
  - (1) at least one restriction endonuclease recognition site,
  - (2) at least one marker gene,
  - (3) a bacterial origin of replication, 25 and optionally
  - (4) a mammalian cellular or viral origin of DNA replication, and
- (c) a second FLP recombination target site in tandem with said first FLP recombination 30 target site.

In addition, there are provided methods for the recovery of transfected DNA from the genome of a transfected organism employing the above-described constructs.

In accordance with still another 35 embodiment of the present invention, there is provided a method for the assembly of a functional gene (which is

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then suitable for activation of expression), in mammalian cells, by recombination of individually inactive gene segments derived from one or more gene(s) of interest, wherein each of said segments contains at least one

5 recombination target site, said method comprising:

contacting said individually inactive gene segments with a FLP recombinase, under conditions suitable for recombination to occur, thereby providing a DNA sequence which encodes  
10 a functional gene of interest.

In accordance with a further embodiment of the present invention, there is provided a method for the disruption of functional gene(s) of interest, thereby inactivating expression of such gene(s), in mammalian  
15 cells, wherein said gene(s) of interest contain at least one FLP recombination target site, said method comprising contacting said gene(s) of interest with:

(i) a DNA segment which contains at least one FLP recombination target site, and

20 (ii) FLP recombinase;

wherein said contacting is carried out under conditions suitable for recombination to occur between said gene and said DNA segment, thereby disrupting the gene(s) of interest and rendering said gene(s) non-functional.

25 In accordance with a still further embodiment of the present invention, there is provided a method for the precisely targeted integration of DNA into the genome of a host organism, said method comprising:

(i) introducing a FLP recombination target site into the genome of cells which are compatible with the cells of the subject,

30 (ii) introducing a first DNA comprising a nucleotide sequence containing at least one FLP recombination target site therein  
35 into the FLP recombination target site in the genome of said cells by contacting

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said cells with said first DNA and FLP recombinase, and thereafter

(iii) introducing the cells produced by the process of step (ii) into said subject, wherein the resulting cells and/or organism have the optional ability to have DNA reproducibly and repetitively inserted into and/or recovered from the host cells and/or organism.

10 In accordance with another aspect of the present invention, there are provided mammalian cells, wherein the genomic DNA of said cells contain at least one FLP recombination target site therein.

15 In accordance with yet another aspect of the present invention, there are provided transgenic, non-human mammals, wherein said mammals contain at least one FLP recombination target site in the genomic DNA thereof.

20 In accordance with yet another aspect of the present invention, there is provided a method for the site-specific integration of transfected DNA into the genome of the above-described cells and/or transgenic, non-human mammals, said method comprising:

(i) contacting said genome with:

25 (a) FLP recombinase, and  
(b) a first DNA comprising a nucleotide sequence containing at least one FLP recombination target site therein; and thereafter

30 (ii) maintaining the product of Step (i) under conditions suitable for site-specific integration of said DNA sequence to occur at the FLP recombination target site in said genome.  
35

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In accordance with a further aspect of the present invention, there is provided a method for the analysis of the development of a mammal, said method comprising:

- 5 (a) providing a transgenic mammal comprising:
- (i) an expression construct encoding FLP under the control of a conditional promoter, and
  - 10 (ii) a reporter construct under the control of the same or a different promoter, wherein said reporter construct encodes a functional or non-functional reporter gene product, and wherein said construct contains
  - 15 at least one FLP recombination target site therein,

wherein the functional expression of the functional reporter gene is disrupted when said FLP recombination event occurs, or

20 wherein the functional expression of the non-functional reporter gene commences when said FLP recombination event occurs; and

- 25 (b) following the development of said mammal to determine when expression of functional reporter gene product either commences or is disrupted.

In accordance with a still further aspect of the present invention, there is provided a co-transfection assay FLP-mediated recombination, said assay

30 comprising:

- (a) co-transfecting a host mammalian cell with:
- (i) a FLP expression plasmid, and
  - (ii) a reporter plasmid comprising a
  - 35 reporter gene inactivated by the presence

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of at least one recombination target site;  
and

- (b) monitoring said host cell under a variety of conditions for the gain of expression of functional reporter gene product.

FLP recombinase is a protein which catalyzes a site-specific recombination reaction that is involved in amplifying the copy number of the 2 $\mu$  plasmid of *S.cerevisiae* during DNA replication. FLP protein has been cloned and expressed in *E.coli* [see, for example, Cox, in proceedings of the National Academy of Sciences U.S.A., Vol. 80: 4223-4227 (1983)], and has been purified to near homogeneity [see, for example, Meyer-Lean, et al., in Nucleic Acids Research, Vol. 15: 6469-6488 (1987)]. FLP recombinases contemplated for use in the practice of the present invention are derived from species of the genus *Saccharomyces*. Preferred recombinases employed in the practice of the present invention are derived from strains of *Saccharomyces cerevisiae*. Especially preferred recombinases employed in the practice of the present invention are proteins having substantially the same amino acid sequence as set forth in Sequence I.D. No. 2, as encoded, for example, by Sequence I.D. No. 1, or the sequence set forth by Hartley and Donelson, *Nature* 286: 860 (1980).

The FLP recombination target site (sometimes referred to herein as "FRT") has also been identified as minimally comprising two 13 base-pair repeats, separated by an 8 base-pair spacer, as follows:

-Spacer-  
5'-GAAGTTCCTATTC[TCTAGAAA]GTATAGGAACTTC-3'  
XbaI  
site

The nucleotides in the above "spacer" region can be replaced with any other combination of nucleotides, so



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long as the two 13 base-pair repeats are separated by 8 nucleotides. The actual nucleotide sequence of the spacer is not critical, although those of skill in the art recognize that, for some applications, it is desirable for the spacer to be asymmetric, while for other applications, a symmetrical spacer can be employed. Generally, the spacers of the FLP recombination target sites undergoing recombination with one another will be the same.

As schematically illustrated in Figure 1A, contact of genomic DNA containing a FLP recombination target site (shown as the linear Psv-BETA-GAL construct) with a vector containing a FLP recombination target site, in the presence of the protein, FLP recombinase, results in recombination that forms a new genomic sequence wherein the vector sequences have been precisely incorporated into the genome of the host. The reverse of this process is shown schematically in Figure 1B, wherein a genomic sequence or construct containing two tandemly oriented FLP recombination target sites, upon contacting with FLP, is recombined and the FLP recombination target site-bounded fragment is excised as a circular molecule.

Genes of interest contemplated for use in the practice of the present invention can be selected from genes which provide a readily analyzable functional feature to the host cell and/or organism, e.g., visible markers (such as  $\beta$ -galactosidase, thymidine kinase, tyrosinase, and the like), selectable markers, (such as markers useful for positive and negative selection, e.g., genes for antibiotic resistance), as well as other functions which alter the phenotype of the recipient cells, and the like.

The first DNA employed in the practice of the present invention can comprise any nucleotide sequence containing at least one FLP recombination target site, which will precisely define the locus at which FLP-

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mediated recombination will occur. The nucleotide sequence can comprise all or part of a gene of interest, as well as other sequences not necessarily associated with any known gene. Optionally, for ease of later recovery of the gene of interest (in "activated" or modified form), the first DNA can optionally contain a second FLP recombination target site.

The second DNA employed in the practice of the present invention is selected from at least a second portion of the first gene of interest or at least a portion of a second gene of interest (including an intact form of a second gene of interest). When the second DNA is at least a second portion of the first gene of interest, the site-specific recombination of the present invention may act to provide a functional combination of the different portions of the first gene of interest. Alternatively, when the second DNA is at least a portion of a second gene of interest, the site-specific recombination of the present invention may act to provide a functional hybrid gene, which produces a product which is not identical with either the product of the first gene or the second gene. As yet another alternative, when the second DNA is a portion of a second gene, the site-specific recombination of the present invention may act to disrupt the function of the first gene of interest. Based on the nature of the first DNA and the second DNA, as well as the mode of interaction between the two, the site-specific interaction of the present invention may create or disrupt a feature which is colorimetrically detectable, immunologically detectable, genetically detectable, and the like.

In accordance with the present invention, assembly of a functional expression unit is achieved in any of a variety of ways, e.g., by association of the gene of interest with a functional promoter, by assembly of common gene fragments to produce a complete functional

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gene (which, in combination with its promoter, comprises a functional expression unit), or assembly of diverse gene fragments from diverse sources to produce a functional, hybrid gene (which, in combination with a promoter, comprises a functional expression unit), and the like. Upon assembly of a functional expression unit as described herein, expression of the functional gene to produce a protein product can be activated in the usual manner. In the absence of FLP-mediated recombination, activation of expression would fail to produce a functional protein product.

In accordance with the present invention, dis-assembly of a functional expression unit is achieved in any of a variety of ways, e.g., by dis-associating the gene of interest from a functional promoter, by dis-assembly (e.g., disruption) of the functional gene (e.g., by introduction of DNA which renders the entire sequence non-functional), by removal of a substantial portion of the coding region of said gene, and the like. Upon dis-assembly of a functional expression unit as described herein, expression of the functional gene product under the conditions required prior to gene dis-assembly is no longer possible. The ability of the expression unit to be activated for expression has therefore been disrupted. The gene in this situation can be said to be inactivated, since activation of expression is not possible.

Individually inactive gene segments contemplated for use in the practice of the present invention are fragments which, alone, do not encode functional products. Such fragments can be derived from a first gene of interest alone, or from both a first and second gene of interest DNA fragments.

When gene inactivation is desired, the gene of interest can be disrupted with a DNA fragment which throws the gene of interest out of reading frame (e.g., an insert wherein the number of nucleotides is not

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a multiple of 3). Alternatively, the gene of interest can be disrupted with a fragment which encodes a segment which is substantially dissimilar with the gene of interest so as to render the resulting product non-functional. As yet another alternative, the gene of interest can be disrupted so as to dis-associate the gene of interest from the transcriptional control of the promoter with which it is normally associated.

The introduction of DNA, e.g., DNA encoding FLP recombination target sites, into the genome of target cells can be accomplished employing standard techniques, e.g., transfection, microinjection, electroporation, infection with retroviral vectors, and the like.

Introduction of protein, e.g., FLP recombinase protein, to host cells and/or organisms can be accomplished by standard techniques, such as for example, injection or microinjection, transfection with nucleotide sequences encoding FLP, and the like.

When employed for gene therapy of an intact organism, introduction of transgenic cells into the subject is accomplished by standard techniques, such as for example, grafting, implantation, and the like.

Mammalian cells contemplated for use in the practice of the present invention include all members of the order Mammalia, such as, for example, human cells, mouse cells, rat cells, monkey cells, hamster cells, and the like.

Host organisms contemplated for use in the practice of the present invention include each of the organism types mentioned above, with the proviso, however, that no claim is made to genetically modified human hosts (although the present invention contemplates methods for the treatment of humans).

Once FLP recombinase (or DNA encoding same) and DNA containing at least one FLP recombination

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target site have been introduced into suitable host cells/organisms, the cells/host organisms are maintained under conditions suitable for the site-specific recombination of DNA. Such conditions generally involve  
5 conditions required for the viability of the host cell or organism. For in vitro manipulations, conditions employed typically involve low concentrations of a variety of buffers having a pH of between about 5-9 and ionic strengths in the range of about 50-350 mM. See,  
10 for example, Senecoff, et al., in Journal of Molecular Biology, Vol. 201: 405-421 (1988).

In accordance with a particular aspect of the present invention, a co-transfection assay has been developed which can be used to characterize FLP-mediated  
15 recombination of extrachromosomal DNA in a variety of cell lines. Cells are co-transfected with an expression construct and a "reporter" plasmid that is a substrate for the recombinase. The expression construct encodes a FLP recombinase protein. The reporter plasmid encodes  
20 either a functional reporter gene containing at least one recombination target site therein, or a non-functional reporter gene containing at least one recombination target site therein. Upon expression of FLP by the expression construct, the functional reporter gene will  
25 be rendered non-functional, or the non-functional reporter gene will be rendered functional. Thus, the activity of the expression construct can be assayed either by recovering the reporter plasmid and looking for evidence of recombination at the DNA level, or by  
30 preparing cytoplasmic extracts and looking for evidence of recombination at the protein level (i.e., by measuring the expression of reporter gene activity generated by the recombined reporter). Such assays are described in greater detail in Example 1 below.

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The invention will now be described in great detail by reference to the following non-limiting examples.

5

## EXAMPLES

## Example 1

## Co-transfection Assays

10

The co-transfection assay used to characterize FLP-mediated recombination of extrachromosomal DNA involved transfection of cells with an expression construct and a "reporter" plasmid that was a substrate for the recombinase. The activity of the expression construct could be assayed either by recovering the reporter plasmid and looking for molecular evidence of recombination at the DNA level, or by preparing cytoplasmic extracts and looking for evidence of recombination at the protein level (i.e., by measuring  $\beta$ -galactosidase activity generated by recombined reporter).

The pNEO $\beta$ GAL reporter plasmid used for these assays was derived from pFRT $\beta$ GAL (Fig. 2A). In the Figure, half-arrows indicate positions of FLP recombination target (FRT) sites; E and S designate EcoRI and ScaI restriction sites, respectively; Psv designates early promoter from SV40; BETA-GAL designates the  $\beta$ -galactosidase structural sequence; NEO designates neomycin expression cassette; Pcmv designates the cytomegalovirus immediate early promoter; IN designates an intron; FLP designates a FLP coding sequence; AN designates an SV40 adenylation cassette; thin lines represent vector sequences; and the sizes of restriction fragments are indicated in kb.

35

pFRT $\beta$ GAL contains a version of the bacterial  $\beta$ -galactosidase sequence modified by insertion

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of a FLP recombination target site, or FRT, within the protein coding sequence immediately 3' to the translational start. The oligonucleotide used for the construction of pFT $\beta$ RGAL was:

5'-GATCCCGGGCTACCATGGA•GAAGTTCCTATTC•CGAAGTTCCTATTC  
(TCTAGA)AAGTATAGGAACTTCA-3'.

This oligonucleotide contains an in-frame start codon, minimal FRT site, and an additional copy of the 13-bp FRT repeat [•XXX•]; the XbaI site within the FRT spacer is enclosed in parentheses. The linker was inserted between the BamHI and HindIII sites of pSKS105 (M.J. Casadaban, A. Martin-Arias, S.K. Shapira, and J. Chou, *Meth. Enzymol.* 100, 293 (1983)) and the LacZ portion of modified gene was cloned into a pSV2 vector. The neomycin cassette used for construction of pNEO $\beta$ GAL was an XhoI to BamHI fragment from pMC1neo-polyA (K. Thomas and M. Capecchi, *Cell* 51:503 (1987)) cloned between copies of the J3 FRT site in pUC19.

The FRT consists of two inverted 13-base-pair (bp) repeats and an 8-bp spacer that together comprise the minimal FRT site, plus an additional 13-bp repeat which may augment reactivity of the minimal substrate. The  $\beta$ -galactosidase translational reading frame was preserved upon insertion of the FRT site, and the resulting plasmid, pFRT $\beta$ GAL, generated robust activity in mammalian cells (Table 1).

pNEO $\beta$ GAL was constructed by cutting pFRT $\beta$ GAL in the middle of the FRT site with XbaI and then inserting an XbaI fragment consisting of two half-FRT sites flanking a neomycin transcription unit. This created intact FRTs on either side of the neomycin cassette and rendered the  $\beta$ -galactosidase transcription unit inactive (Table 1). Precise FLP-mediated recombination of the FRTs caused the excision of the

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neomycin cassette, recreated the parental pFRT $\beta$ GAL plasmid, and restored  $\beta$ -galactosidase expression.

Co-transfection of cells with a fixed amount of pNEO $\beta$ GAL reporter plasmid and increasing amounts of the pOG44 FLP expression vector generated increasing amounts of recombined reporter plasmid and consequently, increased levels of  $\beta$ -galactosidase activity. Molecular evidence for FLP-mediated recombination was obtained by recovering plasmids 36 hours after transfection, followed by endonuclease treatment (with EcoRI and ScaI) and Southern blotting (see Fig. 2B; employing as a probe the fragment of pFRT $\beta$ GAL indicated at the top of Fig. 2A). Lysates of cells from cotransfections that included the pOG44 FLP expression vector showed a signal at 5.6 kb, the position at which recombined reporter (equivalent to pFRT $\beta$ GAL) would run, and a 3.2 kb signal that was generated by unrecombined pNEO $\beta$ GAL reporter (Fig. 2A). The 5.6 kb band intensity was proportional to the amount of FLP expression plasmid included in the transfection. The 5.6 kb band was not seen in cotransfections in which a non-FLP plasmid was substituted for the FLP expression vector (Fig. 2B) or in transfections that contained only pOG44 (and no reporter plasmid). pOG44 generated additional signals at 2.2 kb and 2.8 kb because the plasmid used in its construction contained EcoRI and EcoRI-ScaI fragments of such length.

pOG44 consists of the cytomegalovirus immediate early promoter from pCDM8 [see Aruffo and Seed in Proc. Natl Acad. Sci. , USA 84:8573 (1987)], a 5' leader sequence and synthetic intron from pMLSIScat [see Huang and Gorman in Nucl. Acids Res. 18: 937 (1990)], the FLP coding sequence (bp 5568-6318 and 1-626 of the 2 $\mu$ m circle, [see Hartley and Donelson, Nature 286: 860 (1980)] and the SV40 late region polyadenylation signal from pMLSIScat. The following silent nucleotide



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substitutions were introduced into the structural FLP sequence using the polymerase chain reaction: C for T at position 5791, G for A at 5794, G for C at 5800, C for T at 55, G for A at 58, and C for T at 103. These changes eliminated three canonical AATAAA polyadenylation signals and introduced a PstI restriction site without altering the amino acid sequence encoded by the nucleotide sequence. pOG28 consists of a murine cDNA for dihydrofolate reductase cloned into pCDM8 (Aruffo and Seed, supra).

In the same samples,  $\beta$ -galactosidase activity was also proportional to the amount of FLP expression plasmid included (Fig. 2C). Only background activities were observed in cotransfections that included a non-FLP control plasmid (Table 1) or when pOG44 alone was transfected. The experiment thus provides both molecular and biochemical evidence for precise FLP-mediated recombination in mammalian cells.

Table 1 presents  $\beta$ -galactosidase activities in cotransfection assays of 293, CV-1, and F-9 cells. Positive control transfections (pFRT $\beta$ GAL) included 1  $\mu$ g of pFRT $\beta$ GAL and 18  $\mu$ g of the pOG28 non-FLP control plasmid; negative control transfections (pNEO $\beta$ GAL) included 1  $\mu$ g of pNEO $\beta$ GAL and 18  $\mu$ g of the pOG28; and experimental transfections (pNEO $\beta$ GAL + FLP) contained 1  $\mu$ g of pNEO $\beta$ GAL and 18  $\mu$ g of the pOG44 FLP expression plasmid (Fig. 1A). The column headed by "%" shows the pNEO $\beta$ GAL + FLP values as a percentage of the pFRT $\beta$ GAL positive control. Each value represents the mean for six plates from two experiments. Standard errors are in parentheses. Neither pOG28 nor pOG44 generated  $\beta$ -galactosidase activity when transfected alone. All transfections contained 1  $\mu$ g of pRSVL [de Wet et al., Mol. Cell. Biol. 7: 725 (1987)] to correct  $\beta$ -galactosidase activities for relative transfection efficiencies.

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Subconfluent cultures of cells in 10 cm dishes and grown in Dulbecco's modified Eagle's medium (DMEM) and 5% calf serum were transfected by overnight exposure to calcium phosphate precipitates [Graham et al., Virology 36:59 (1979)] and then split 1:4. After 24 hours incubation, one plate of each transfection was harvested by Hirt extraction [J. Mol Biol. 26:365 (1967)] and a second plate was used to prepare cytoplasmic extracts [de Wet et al., *supra*]. Approximately 5% of the DNA recovered from single plates was used for Southern analyses.  $\beta$ -galactosidase assays were performed as described by Hall et al., in J. Mol. Appl. Genet. 2:101 (1983)]. Luciferase activities generated by the inclusion of 1  $\mu$ g of pRSVL (de Wet et al., *supra*) in all transfections were used to correct  $\beta$ -galactosidase activities for relative transfection efficiencies. The experiment was repeated twice with similar results.

TABLE 1:  $\beta$ -GALACTOSIDASE ACTIVITIES (UNITS/ MG PROTEIN) IN COTRANSFECTED CELLS

| CELL LINE | TRANSFECTIONS    |                  |                        | %  |
|-----------|------------------|------------------|------------------------|----|
|           | pFRT $\beta$ GAL | pNEO $\beta$ GAL | pNEO $\beta$ GAL + FLP |    |
| 293       | 30.4 (1.9)       | 0.17 (0.02)      | 14.2 (2.2)             | 47 |
| CV-1      | 275 (25)         | 0.33 (0.06)      | 22.6 (1.2)             | 8  |
| F9        | 24.8 (4.3)       | 0.04 (0.01)      | 1.88 (0.02)            | 8  |

FLP activity has also been demonstrated in monkey kidney (CV-1) and mouse embryonal carcinoma (F9) cells. In Table 1, the  $\beta$ -galactosidase activity in the "pFRT $\beta$ GAL" transfections represents an estimate of the expression expected if all the pNEO $\beta$ GAL in a co-

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transfection were immediately recombined. The highest  $\beta$ -galactosidase expression in co-transfections employing pNEO $\beta$ GAL plus pOG44, relative to pFRT $\beta$ GAL transfected cells, was 47%, seen in 293 cells. This is a remarkable level considering that  $\beta$ -galactosidase expression required both FLP expression, followed by recombination of pNEO $\beta$ GAL, to produce a construct capable of expressing  $\beta$ -galactosidase. Co-transfections of CV-1 and F9 cells generated 8% of the activity seen in the pFRT $\beta$ GAL transfections. Even at this lower relative activity, cotransfected cells were readily observed in histochemical reactions for  $\beta$ -galactosidase activity.

## Example 2

### FLP-Mediated Removal of Intervening Sequences

If the invention method is to be widely applicable, for example for gene activation in transgenic mammals, the ability of FLP to faithfully promote precise recombination at FLP recombination target sites contained in the mammalian genome is required. Such ability is demonstrated in this example.

Cell lines that contain single integrated copies of pNEO $\beta$ GAL (designated CVNEO $\beta$ GAL/E) were produced by transfecting CV-1 cells with linearized plasmid by electroporation, then isolated by selecting G418-resistant (G418<sup>R</sup>) transfectants that stably expressed the neomycin cassette, and finally identifying single copy lines by Southern blot analyses (Fig. 3). As previously shown for other integrated constructs with similarly short direct repeats, the chromosomal FRTs did not spontaneously recombine (in the absence of FLP) to produce a  $\beta$ -galactosidase-positive ( $\beta$ GAL<sup>+</sup>) phenotype at detectable frequencies (Table 2).

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Transient expression of FLP in the CVNEO $\beta$ GAL/E lines (by transiently transfecting with the pOG44 FLP expression vector) promoted a rapid conversion to a  $\beta$ GAL<sup>+</sup> phenotype. When five different lines were transiently transfected with the pOG44 FLP expression vector,  $\beta$ -galactosidase activities at 36 hours were 40 to 100-fold higher than those seen in replicate plates transfected with a non-FLP plasmid (Table 2). At 48 hours after transfection histochemical processing showed many positive cells (Table 2).

Table 2 presents the  $\beta$ -galactosidase phenotypes of CVNEO $\beta$ GAL/E lines, which contain a single copy of the  $\beta$ -galactosidase inactive reporter, pNEO $\beta$ GAL, after transfection with FLP expression (pOG44), non-FLP negative control (pOG28) or  $\beta$ -galactosidase positive control (pFRT $\beta$ GAL) plasmids. The pFRT $\beta$ GAL transfections included 1 $\mu$ g of pFRT $\beta$ GAL and 19 $\mu$ g of pOG44; other mixes contained 20 $\mu$ g of the indicated plasmid.  $\beta$ -galactosidase activities are mean values for triplicate transfections performed as described for Fig. 2 and assayed 36 hours after removal of precipitates; standard errors for the pOG44 transfections were less than 10% of the mean. The percent positive was determined by scoring more than 10<sup>3</sup> cells after transfection and histochemical processing as described by de Wet et al., supra.

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TABLE 2  
 $\beta$ -GALACTOSIDASE PHENOTYPES OF  
 TRANSFECTED CVNEO $\beta$ GAL CELL LINES

| 5  | CELL<br>LINE | ACTIVITIES<br>(units/mg protein) |       | PERCENT POSITIVE |                  |       |
|----|--------------|----------------------------------|-------|------------------|------------------|-------|
|    |              | pOG28                            | pOG44 | pOG28            | pFRT $\beta$ GAL | pOG44 |
| 10 | E6           | 0.24                             | 11.2  | 0†               | 8.7              | 6.1   |
|    | E25          | 0.21                             | 16.7  | 0†               | 17.1             | 12.4  |
| 15 | E26          | 0.18                             | 7.2   | 0†               | 19.5             | 15.4  |
|    | E14          | 0.28                             | 13.1  | ND               | ND               | ND    |
|    | E22          | 0.09                             | 9.6   | ND               | ND               | ND    |

†No positive cells were found among  $>10^6$  cells examined.

20 ND: Not done.

To provide some estimate of the efficiency of recombination, an additional set of replicate plates were transfected with the pFRT $\beta$ GAL  $\beta$ -galactosidase expression vector. Comparing the fractions of cells that were  $\beta$ GAL<sup>+</sup> in the pFRT $\beta$ GAL and in the pOG44 transfections (assuming similar transfection efficiencies) suggests that most (70-80%) of the cells transfected with pOG44 were converted to a  $\beta$ GAL<sup>+</sup> phenotype (Table 2). The comparison undoubtedly underestimates the efficiency of FLP-mediated excision. Whereas many copies of a functional  $\beta$ -galactosidase gene were available for immediate transcription in the positive controls, recombination may have occurred shortly before harvest in some pOG44-transfected cells. In these cases the single recombined reporter gene may not have generated enough  $\beta$ -galactosidase by the time of harvest to render the cells positive in this assay.

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Th  $\beta$ GAL<sup>+</sup> phen type was passed on to all descendents of many FLP-converted cells. Positive colonies wer formed during prolonged expansion of individual colonies. Entirely negative colonies and  
5 mixed colonies were also observed. Mixed colonies would be expected if recombination occurred after mitosis in only one descendent of a transfected cell, or if recombined and unrecombined cells mixed at replating or during subsequent growth. Indeed, the physical  
10 segregation of phenotypes evident in most mixed colonies suggested that they were composed of stably positive and negative lineages.

The correlation between  $\beta$ -galactosidase expression and recombination at FRT sites was examined by  
15 comparing the structure of the integrated pNEO $\beta$ GAL sequences in two  $\beta$ GAL<sup>+</sup> subclones to the parental line. CVNEO $\beta$ GAL/E25 (106) cells were transfected with the pOG44 FLP expression vector and subcloned 12 hours after removal of the precipitate. After histochemical  
20 screening, two  $\beta$ GAL<sup>+</sup> subclones (E25B1 and E25B2) were expanded for further analysis. In Southern blots of genomic DNA from both subclones, the pattern of hybridization matched that expected for FLP-mediated recombination of the FRT sites in the parental line (Fig.  
25 3). While recombination products have not been recovered and sequenced, these Southern analyses and the fact that activation of  $\beta$ -galactosidase expression required creation of a functional translational reading frame indicate that FLP-mediated recombination was precise.

30

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## Example 3

FLP Mediated Recombination of FRT  
on an Extrachromosomal Molecule With a  
Chromosomally Integrated FRT

5

Reversal of the process described in the previous Example, i.e., the FLP-mediated recombination of an FRT site on a plasmid with a chromosomally integrated FRT site, can be used to target the integration of transfected plasmids to specific genomic sites. To determine the frequency at which this occurs, G418-sensitive,  $\beta$ GAL<sup>+</sup> E25B2 cells were co-transfected with the pOG44 FLP expression vector and a plasmid, pOG45, that contained a neomycin resistance gene expression cassette and a single FRT. pOG45 consisted of the neomycin resistance cassette and 3' FRT from pNEO $\beta$ GAL cloned into pUC19.  $8 \times 10^5$  CVNEO $\beta$ GAL cells were transfected by electroporation in 800  $\mu$ l of saline containing 40  $\mu$ g of pOG44 and 0.1  $\mu$ g of either pOG45 or, for a negative control, pOG45A (which was derived from pOG45 by deleting a 200 bp fragment containing the FRT).

G418<sup>R</sup> subclones (designated B2N) from three transfections that had stably integrated pOG45 were histochemically stained for  $\beta$ -galactosidase activity and more than half (104 of 158, or ~66%) were either entirely  $\beta$ -galactosidase-negative ( $\beta$ GAL<sup>-</sup>) or predominantly  $\beta$ GAL<sup>-</sup> with a few clusters of  $\beta$ GAL<sup>+</sup> cells. The remaining colonies were  $\beta$ GAL<sup>+</sup>. With continued passage as dispersed monolayers, the fraction of  $\beta$ GAL<sup>+</sup> cells in the mosaic lines rapidly diminished. This suggested they were G418<sup>-</sup> sensitive cells that initially survived because of their proximity to resistant cells; this was confirmed by reconstitution experiments. All of the 55 colonies formed after parallel co-transfections of pOG44 and a derivative of pOG45 (pOG45A) that lacked an FRT were  $\beta$ GAL<sup>+</sup>.

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The correlation between loss of  $\beta$ -galactosidase activity and recombination between plasmid and chromosomal FRTs was examined in Southern analyses. Because the FRT and neomycin cassette of pOG45 were derived from the neomycin cassette and 3' FRT of pNEO $\beta$ GAL (Fig. 2A), recombination of the plasmid FRT with the E25B2 chromosomal FRT regenerates the 3.2 kb EcoRI fragment of the original CVNEO $\beta$ GAL/E25 parent. Additionally, the 8.5 kb junctional fragment of CVNEO $\beta$ GAL/E25 shifts to 12.0 kb because pOG45 is 3.5 kb larger than the neomycin cassette of pNEO $\beta$ GAL. The 3.2 kb EcoRI fragment and the 8.5 kb junctional fragment were observed in each of the 10 cell lines analyzed after initial histochemical classification as  $\beta$ GAL<sup>-</sup> or mosaic, as shown for two such lines in Fig. 3B. In contrast, each of the four  $\beta$ GAL<sup>+</sup> colonies examined by Southern analyses showed that pOG45 had integrated at a random site.

These data show that FLP-mediated recombination will target the integration of transfected DNA to a specific chromosomal site at frequencies that exceed those of random integration, and that the event can be marked by the alteration in gene activity at the target site. The efficiency of targeted integration can be increased by standard optimization techniques, such as for example, by using ratios of the integrating plasmid and FLP expression vectors different from the single ratio mixture used here, or by using FRT mutations in the plasmid and chromosomal sites to decrease the frequency with which successfully integrated plasmids are subsequently excised.

While the invention has been described in detail with reference to certain preferred embodiments thereof, it will be understood that modifications and variations are within the spirit and scope of that which is described and claimed.



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## SUMMARY OF SEQUENCES

Sequence I.D. No. 1 is the approximately  
1450 base-pair sequence encoding a FLP recombinase  
5 contemplated for use in the practice of the present  
invention, as well as the amino acid sequence deduced  
therefrom.

Sequence I.D. No. 2 is the amino acid  
sequence deduced from the nucleotide sequence of Sequence  
10 ID No. 1.

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## SEQUENCE LISTING

## (1) GENERAL INFORMATION:

(i) APPLICANT: WAHL, DR, GEOFFREY M  
O'GORMAN DR, STEPHEN V

(ii) TITLE OF INVENTION: FLP-MEDIATED GENE MODIFICATION IN  
MAMMALIAN CELLS, AND COMPOSITIONS AND CELLS USEFUL  
THEREFOR

(iii) NUMBER OF SEQUENCES: 2

## (iv) CORRESPONDENCE ADDRESS:

(A) ADDRESSEE: FITCH, EVEN, TABIN & FLANNERY  
(B) STREET: 135 South LaSalle Street, Suite 510  
(C) CITY: Chicago  
(D) STATE: Illinois  
(E) COUNTRY: USA  
(F) ZIP: 60603

## (v) COMPUTER READABLE FORM:

(A) MEDIUM TYPE: Floppy disk  
(B) COMPUTER: IBM PC compatible  
(C) OPERATING SYSTEM: PC-DOS/MS-DOS  
(D) SOFTWARE: PatentIn Release #1.0, Version #1.25

## (vi) CURRENT APPLICATION DATA:

(A) APPLICATION NUMBER: US  
(B) FILING DATE:  
(C) CLASSIFICATION:

## (vii) ATTORNEY/AGENT INFORMATION:

(A) NAME: REITER MR, STEPHEN E  
(B) REGISTRATION NUMBER: 31192  
(C) REFERENCE/DOCKET NUMBER: 50730

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(A) TELEPHONE: (619) 552-1311  
(B) TELEFAX: (619) 552-0095  
(C) TELEX: 20 6566 PATLAW CGO

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## (2) INFORMATION FOR SEQ ID NO:1:

## (i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 1380 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: single
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

## (vii) IMMEDIATE SOURCE:

(B) CLONE: NATIVE FLP

## (ix) FEATURE:

- (A) NAME/KEY: CDS
- (B) LOCATION: 1..1269

## (xi) SEQUENCE DESCRIPTION: SEQ ID NO:1:

|   |     |
|---|-----|
| ATG CCA CAA TTT GAT ATA TTA TGT AAA ACA CCA CCT AAG GTG CTT GTT | 48  |
| Met Pro Gln Phe Asp Ile Leu Cys Lys Thr Pro Pro Lys Val Leu Val |     |
| 1 5 10 15   |     |
| CGT CAG TTT GTG GAA AGG TTT GAA AGA CCT TCA GGT GAG AAA ATA GCA | 96  |
| Arg Gln Phe Val Glu Arg Phe Glu Arg Pro Ser Gly Glu Lys Ile Ala |     |
| 20 25 30  |     |
| TTA TGT GCT GCT GAA CTA ACC TAT TTA TGT TGG ATG ATT ACA CAT AAC | 144 |
| Leu Cys Ala Ala Glu Leu Thr Tyr Leu Cys Trp Met Ile Thr His Asn |     |
| 35 40 45  |     |
| GGA ACA GCA ATC AAG AGA GCC ACA TTC ATG AGC TAT AAT ACT ATC ATA | 192 |
| Gly Thr Ala Ile Lys Arg Ala Thr Phe Met Ser Tyr Asn Thr Ile Ile |     |
| 50 55 60  |     |
| AGC AAT TCG CTG AGT TTC GAT ATT GTC AAT AAA TCA CTC CAG TTT AAA | 240 |
| Ser Asn Ser Leu Ser Phe Asp Ile Val Asn Lys Ser Leu Gln Phe Lys |     |
| 65 70 75 80   |     |
| TAC AAG ACG CAA AAA GCA ACA ATT CTG GAA GCC TCA TTA AAG AAA TTG | 288 |
| Tyr Lys Thr Gln Lys Ala Thr Ile Leu Glu Ala Ser Leu Lys Lys Leu |     |
| 85 90 95  |     |
| ATT CCT GCT TGG GAA TTT ACA ATT ATT CCT TAC TAT GGA CAA AAA CAT | 336 |
| Ile Pro Ala Trp Glu Phe Thr Ile Ile Pro Tyr Tyr Gly Gln Lys His |     |
| 100 105 110   |     |
| CAA TCT GAT ATC ACT GAT ATT GTA AGT AGT TTG CAA TTA CAG TTC GAA | 384 |
| Gln Ser Asp Ile Thr Asp Ile Val Ser Ser Leu Gln Leu Gln Phe Glu |     |
| 115 120 125   |     |
| TCA TCG GAA GAA GCA GAT AAG GGA AAT AGC CAC AGT AAA AAA ATG CTT | 432 |
| Ser Ser Glu Glu Ala Asp Lys Gly Asn Ser His Ser Lys Lys Met Leu |     |
| 130 135 140   |     |
| AAA GCA CTT CTA AGT GAG GGT GAA AGC ATC TGG GAG ATC ACT GAG AAA | 480 |
| Lys Ala Leu Leu Ser Glu Gly Glu Ser Ile Trp Glu Ile Thr Glu Lys |     |
| 145 150 155 160   |     |

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|   |      |
|---|------|
| ATA CTA AAT TCG TTT GAG TAT ACT TCG AGA TTT ACA AAA ACA AAA ACT<br>Ile Leu Asn Ser Phe Glu Tyr Thr Ser Arg Ph Thr Lys Thr Lys Thr<br>165 170 175      | 528  |
| TTA TAC CAA TTC CTC TTC CTA GCT ACT TTC ATC AAT TGT GGA AGA TTC<br>Leu Tyr Gln Phe Leu Phe Leu Ala Thr Phe Ile Asn Cys Gly Arg Phe<br>180 185 190     | 576  |
| AGC GAT ATT AAG AAC GTT GAT CCG AAA TCA TTT AAA TTA GTC CAA AAT<br>S r Asp Ile Lys Asn Val Asp Pro Lys Ser Phe Lys Leu Val Gln Asn<br>195 200 205     | 624  |
| AAG TAT CTG GGA GTA ATA ATC CAG TGT TTA GTG ACA GAG ACA AAG ACA<br>Lys Tyr Leu Gly Val Ile Ile Gln Cys Leu Val Thr Glu Thr Lys Thr<br>210 215 220     | 672  |
| AGC GTT AGT AGG CAC ATA TAC TTC TTT AGC GCA AGG GGT AGG ATC GAT<br>S r Val Ser Arg His Ile Tyr Phe Phe Ser Ala Arg Gly Arg Ile Asp<br>225 230 235 240 | 720  |
| CCA CTT GTA TAT TTG GAT GAA TTT TTG AGG AAT TCT GAA CCA GTC CTA<br>Pro Leu Val Tyr Leu Asp Glu Phe Leu Arg Asn Ser Glu Pro Val Leu<br>245 250 255     | 768  |
| AAA CGA GTA AAT AGG ACC GGC AAT TCT TCA AGC AAT AAA CAG GAA TAC<br>Lys Arg Val Asn Arg Thr Gly Asn Ser Ser Ser Asn Lys Gln Glu Tyr<br>260 265 270     | 816  |
| CAA TTA TTA AAA GAT AAC TTA GTC AGA TCG TAC AAT AAA GCT TTG AAG<br>Gln Leu Leu Lys Asp Asn Leu Val Arg Ser Tyr Asn Lys Ala Leu Lys<br>275 280 285     | 864  |
| AAA AAT GCG CCT TAT TCA ATC TTT GCT ATA AAA AAT GGC CCA AAA TCT<br>Lys Asn Ala Pro Tyr Ser Ile Phe Ala Ile Lys Asn Gly Pro Lys Ser<br>290 295 300     | 912  |
| CAC ATT GGA AGA CAT TTG ATG ACC TCA TTT CTT TCA ATG AAG GGC CTA<br>His Ile Gly Arg His Leu Met Thr Ser Phe Leu Ser Met Lys Gly Leu<br>305 310 315 320 | 960  |
| ACG GAG TTG ACT AAT GTT GTG GGA AAT TGG AGC GAT AAG CGT GCT TCT<br>Thr Glu Leu Thr Asn Val Val Gly Asn Trp Ser Asp Lys Arg Ala Ser<br>325 330 335     | 1008 |
| GCC GTG GCC AGG ACA ACG TAT ACT CAT CAG ATA ACA GCA ATA CCT GAT<br>Ala Val Ala Arg Thr Thr Tyr Thr His Gln Ile Thr Ala Ile Pro Asp<br>340 345 350     | 1056 |
| CAC TAC TTC GCA CTA GTT TCT CGG TAC TAT GCA TAT GAT CCA ATA TCA<br>His Tyr Phe Ala Leu Val Ser Arg Tyr Tyr Ala Tyr Asp Pro Ile Ser<br>355 360 365     | 1104 |
| AAG GAA ATG ATA GCA TTG AAG GAT GAG ACT AAT CCA ATT GAG GAG TGG<br>Lys Glu Met Ile Ala Leu Lys Asp Glu Thr Asn Pro Ile Glu Glu Trp<br>370 375 380     | 1152 |
| CAG CAT ATA GAA CAG CTA AAG GGT AGT GCT GAA GGA AGC ATA CGA TAC<br>Gln His Ile Glu Gln Leu Lys Gly Ser Ala Glu Gly Ser Ile Arg Tyr<br>385 390 395 400 | 1200 |

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CCC GCA TGG AAT GGG ATA ATA TCA CAG GAG GTA CTA GAC TAC CTT TCA 1248  
 Pr Ala Trp Asn Gly Ile Ile Ser Gln Glu Val Leu Asp Tyr Leu Ser  
                   405                  410                  415

TCC TAC ATA AAT AGA CGC ATA TAAGTACGCA TTAAAGCATA AACACGCACT 1299  
 Ser Tyr Ile Asn Arg Arg Ile  
                   420

ATGCCGTTCT TCTCATGTAT ATATATATAC AGGCAACACG CAGATATAGG TGCGACGTGA 1359  
 ACAGTGAGCT GTATGTGCGC A 1380

## (2) INFORMATION FOR SEQ ID NO:2:

## (i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 423 amino acids
- (B) TYPE: amino acid
- (D) TOPOLOGY: linear

## (ii) MOLECULE TYPE: protein

## (xi) SEQUENCE DESCRIPTION: SEQ ID NO:2:

Met Pro Gln Phe Asp Ile Leu Cys Lys Thr Pro Pro Lys Val Leu Val  
 1                  5                  10                  15

Arg Gln Phe Val Glu Arg Phe Glu Arg Pro Ser Gly Glu Lys Ile Ala  
                   20                  25                  30

L u Cys Ala Ala Glu Leu Thr Tyr Leu Cys Trp Met Ile Thr His Asn  
                   35                  40                  45

Gly Thr Ala Ile Lys Arg Ala Thr Phe Met Ser Tyr Asn Thr Ile Ile  
                   50                  55                  60

Ser Asn Ser Leu Ser Phe Asp Ile Val Asn Lys Ser Leu Gln Phe Lys  
                   65                  70                  75                  80

Tyr Lys Thr Gln Lys Ala Thr Ile Leu Glu Ala Ser Leu Lys Lys Leu  
                   85                  90                  95

Ile Pro Ala Trp Glu Phe Thr Ile Ile Pro Tyr Tyr Gly Gln Lys His  
                   100                  105                  110

Gln Ser Asp Ile Thr Asp Ile Val Ser Ser Leu Gln Leu Gln Phe Glu  
                   115                  120                  125

Ser Ser Glu Glu Ala Asp Lys Gly Asn Ser His Ser Lys Lys Met Leu  
                   130                  135                  140

Lys Ala Leu Leu Ser Glu Gly Glu Ser Ile Trp Glu Ile Thr Glu Lys  
                   145                  150                  155                  160

Ile Leu Asn Ser Phe Glu Tyr Thr Ser Arg Phe Thr Lys Thr Lys Thr  
                   165                  170                  175

Leu Tyr Gln Phe Leu Phe Leu Ala Thr Phe Ile Asn Cys Gly Arg Phe  
                   180                  185                  190

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Ser Asp Il Lys Asn Val Asp Pro Lys Ser Ph Lys Leu Val Gln Asn  
 195 200 205  
 Lys Tyr Leu Gly Val Ile Ile Gln Cys Leu Val Thr Glu Thr Lys Thr  
 210 215 220  
 Ser Val Ser Arg His Ile Tyr Phe Phe Ser Ala Arg Gly Arg Ile Asp  
 225 230 235 240  
 Pro Leu Val Tyr Leu Asp Glu Phe Leu Arg Asn Ser Glu Pro Val Leu  
 245 250 255  
 Lys Arg Val Asn Arg Thr Gly Asn Ser Ser Ser Asn Lys Gln Glu Tyr  
 260 265 270  
 Gln Leu Leu Lys Asp Asn Leu Val Arg Ser Tyr Asn Lys Ala Leu Lys  
 275 280 285  
 Lys Asn Ala Pro Tyr Ser Ile Phe Ala Ile Lys Asn Gly Pro Lys Ser  
 290 295 300  
 His Ile Gly Arg His Leu Met Thr Ser Phe Leu Ser Met Lys Gly Leu  
 305 310 315 320  
 Thr Glu Leu Thr Asn Val Val Gly Asn Trp Ser Asp Lys Arg Ala Ser  
 325 330 335  
 Ala Val Ala Arg Thr Thr Tyr Thr His Gln Ile Thr Ala Ile Pro Asp  
 340 345 350  
 His Tyr Phe Ala Leu Val Ser Arg Tyr Tyr Ala Tyr Asp Pro Ile Ser  
 355 360 365  
 Lys Glu Met Ile Ala Leu Lys Asp Glu Thr Asn Pro Ile Glu Glu Trp  
 370 375 380  
 Gln His Ile Glu Gln Leu Lys Gly Ser Ala Glu Gly Ser Ile Arg Tyr  
 385 390 395 400  
 Pro Ala Trp Asn Gly Ile Ile Ser Gln Glu Val Leu Asp Tyr Leu Ser  
 405 410 415  
 Ser Tyr Ile Asn Arg Arg Ile  
 420

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THAT WHICH IS CLAIMED IS:

1. A mammalian recombination system comprising:

- 5 (i) FLP recombinase, or a nucleotide sequence encoding same, and  
(ii) a first DNA comprising a nucleotide sequence containing at least one FLP recombination target site therein.

10 2. A recombination system according to Claim 1 further comprising:

(iii) a second DNA, wherein said second DNA is selected from:

- 15 (a) at least a second portion of said first gene of interest, or  
(b) at least a portion of a second gene of interest;

20 wherein said second DNA contains at least one FLP recombination target site; and wherein said second DNA, when combined in reading frame with said first DNA, provides a functional gene.

25 3. A recombination system according to Claim 2 wherein said second DNA comprises an additional portion of said first gene of interest.

30 4. A recombination system according to Claim 2 wherein said second DNA comprises at least a portion of a second gene of interest.

5. A recombination system according to Claim 4 wherein said portion of said second gene of interest,

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when combined in reading frame with said first DNA,  
provides a hybrid, functional gen .

6. A recombination system according to Claim 4  
5 wherein said portion of said second gene of interest,  
when combined with said first DNA, disrupts the function  
of said first gene of interest.

7. A recombination system according to Claim 1  
10 wherein said first DNA further comprises a second FLP  
recombination target site.

8. A recombination system according to Claim 1  
wherein the FLP recombinase is derived from a species of  
15 the genus *Saccharomyces*.

9. A recombination system according to Claim 1  
wherein the FLP recombinase is derived from a strain of  
20 *Saccharomyces cerevisiae*.

10. A recombination system according to Claim 9  
wherein said FLP recombinase is encoded by the  
approximately 1450 base pair sequence set forth as  
Sequence ID No. 1.  
25

11. A recombination system according to Claim 1  
wherein said first DNA provides a readily analyzable  
marker feature to the host system.

12. A recombination system according to Claim 2  
30 wherein said second DNA provides a readily analyzable  
marker feature to the host system.



-36-

13. A DNA construct comprising, as an autonomous fragment:

- (a) at least one FLP recombination target site,
- 5 (b) at least one restriction endonuclease recognition site,
- (c) at least one marker gene,
- (d) a bacterial origin of replication, and optionally
- 10 (e) a mammalian cellular or viral origin of DNA replication.

14. A DNA construct comprising, as an autonomous fragment, in the following order, reading from  
15 5' to 3' along said fragment:

- (a) a first FLP recombination target site,
- (b) an insert portion comprising, in any suitable sequence:
  - (1) at least one restriction
  - 20 endonuclease recognition site,
  - (2) at least one marker gene,
  - (3) a bacterial origin of replication, and optionally
  - (4) a mammalian cellular or viral origin
  - 25 of DNA replication, and
- (c) a second FLP recombination target site in tandem with said first FLP recombination target site.

30 15. A method for the assembly of functional gene(s), which is (are) then suitable for activation of expression in mammalian cells, by recombination of individually inactive gene segments derived from one or

-37-

more gene(s) of interest, wherein each of said segments contains at least one recombination target site, said method comprising:

5                   contacting said individually inactive gene segments with a FLP recombinase, under conditions suitable for recombination to occur, thereby providing a DNA sequence which encodes a functional gene of interest.

10                   16. A method according to Claim 15 wherein the FLP recombinase is derived from a species of the genus *Saccharomyces*.

15                   17. A method according to Claim 15 wherein the FLP recombinase is derived from a strain of *Saccharomyces cerevisiae*.

20                   18. A method according to Claim 17 wherein said FLP recombinase is encoded by the approximately 1450 base pair sequence set forth as Sequence ID No. 1.

25                   19. A method for the disruption of functional gene(s) of interest, rendering said gene(s) unable to be inactivated for expression in mammalian cells wherein said gene(s) of interest contain at least one FLP recombination target site, said method comprising contacting said gene(s) of interest with:

30                   (i) a DNA segment which contains at least one FLP recombination target site, and  
                 (ii) FLP recombinase;

wherein said contacting is carried out under conditions suitable for recombination to occur between said gene and

-38-

said DNA segment, thereby disrupting the gene(s) of interest and rendering said gene(s) non-functional.

20. A method according to Claim 19 wherein said  
5 DNA segment provides a readily analyzable marker feature to the host system.

21. A method according to Claim 19 wherein the  
10 FLP recombinase is derived from a species of the genus *Saccharomyces*.

22. A method according to Claim 19 wherein the  
15 FLP recombinase is derived from a strain of *Saccharomyces cerevisiae*.

23. A method according to Claim 22 wherein said  
FLP recombinase is encoded by the approximately 1450 base pair sequence set forth as Sequence ID No. 1.

20 24. A method for the recovery of transfected DNA from the genome of a transfected organism, wherein the genomic DNA of said transfected organism contains a fragment having two tandemly oriented FLP recombination target sites therein, said method comprising contacting  
25 genomic DNA from said organism with FLP.

25. A method for the precisely targeted integration of DNA into the genome of a host organism, said method comprising:

30 (i) introducing a FLP recombination target site into the genome of cells which are compatible with the cells of the subject,

-39-

- (ii) introducing a first DNA comprising a nucleotide sequence containing at least one FLP recombination target site therein into the FLP recombination target site in the genome of said cells by contacting said cells with said first DNA and FLP recombinase, and thereafter
- (iii) introducing the cells produced by the process of step (ii) into said subject.

10

26. A method according to Claim 25, further comprising contacting the genomic DNA from said subject with FLP, thereby recovering the transfected DNA containing said first gene of interest from the genome of said transfected organism.

15

27. A method according to Claim 26, further comprising introducing at least a portion of a second gene of interest into said FLP recombination target site.

20

28. A method according to Claim 25, further comprising introducing at least a portion of a second gene of interest into one of the FLP recombination target sites of said subject.

25

29. A mammalian cell, wherein the genomic DNA of said cell contains at least one FLP recombination target site therein.

30

30. A mammalian cell according to Claim 29 wherein said FLP recombination target site in the genomic DNA of said cell is positioned within at least a portion of one or more gene(s) of interest.

-40-

31. A mammalian cell according to Claim 30, further comprising DNA encoding, and capable of expressing, in mammalian cells, a FLP recombinase.

5           32. A mammalian cell according to Claim 30 wherein said gene(s) of interest provide a readily analyzable marker feature to the host system.

10           33. A mammalian cell according to Claim 29 wherein said FLP recombination target site has the sequence:

5'-GAAGTTCCTATTCTCTAGAAAGTATAGGAACTT,

15           or functional equivalents thereof.

34. A mammalian cell according to Claim 30 further comprising an additional DNA fragment, wherein said additional DNA fragment is selected from:

- 20           (a) at least a second portion of said first gene of interest, or  
            (b) at least a portion of a second gene of interest;

wherein said second DNA contains at least one FLP recombination target site; and wherein said second DNA, when combined in reading frame with said first DNA, provides a functional gene.

25

35. A transgenic, non-human mammal, wherein said mammal contains at least one FLP recombination target site in the genomic DNA thereof.

30

36. A transgenic, non-human mammal according to Claim 35 where in said FLP recombination target site is positioned within at least a portion of on or more gene(s) of interest.

5

37. A transgenic, non-human mammal according to Claim 35, further comprising a nucleotide sequence encoding, and capable of expressing, in transgenic, non-human mammals, a FLP recombinase.

10

38. A transgenic, non-human mammal according to Claim 35, further comprising FLP recombinase.

39. A transgenic, non-human mammal according to Claim 36 wherein said gene(s) of interest provide a readily analyzable marker feature to the host system.

40. A transgenic, non-human mammal according to Claim 35 wherein said FLP recombination target site has the sequence:

5'-GAAGTTCCTATTCTCTAGAAAGTATAGGAACTT,

or functional equivalents thereof.

25

41. A transgenic, non-human mammal according to Claim 36 further comprising an additional DNA fragment, wherein said additional DNA fragment is selected from:

- (a) at least a second portion of said first gene of interest, or
- (b) at least a portion of a second gene of interest;

wherein said second DNA contains at least one FLP recombination target site; and wherein said second DNA, when combined in reading frame with said first DNA, provides a functional gene.

35

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42. A method for the site-specific integration of transfected DNA into the genome of a cell according to Claim 29, said method comprising:

(i) contacting said genome with:

(a) FLP recombinase, and

(b) a first DNA comprising at least a portion of a first gene of interest;

wherein said first DNA contains at least one FLP recombination target site; and thereafter

(ii) maintaining the product of step (i) under conditions suitable for site-specific integration of said DNA sequence to occur at the FLP recombination target site in said genome of the host cells.

43. A method according to Claim 42 wherein said FLP recombination target site in the genomic DNA of said cell is positioned within at least a portion of one or more gene(s) of interest.

44. A method according to Claim 42 further comprising additionally contacting said host cell with a second DNA, wherein said second DNA is selected from:

(a) at least a second portion of said first gene of interest, or

(b) at least a portion of a second gene of interest;

wherein said second DNA contains at least one FLP recombination target site; and wherein said second DNA, when combined in reading frame with said first DNA, provides a functional gene.

45. A method according to Claim 42 wherein said FLP recombinase is provided by a FLP expression vector.

46. A method according to Claim 45 wherein the expression of FLP r combinate by said FLP expression vector is subject to regulatory control.

5           47. A method according to Claim 42 wherein said FLP recombination target site is introduced into the genome of said host mammalian cell by transfecting said host cell with a DNA fragment containing at least one recombination target site therein.

10           48. A method according to Claim 42 wherein the FLP recombination target site in the genomic DNA of said host mammalian cell is so positioned that the introduction of additional DNA sequences therein will  
15           inactivate the target gene.

          49. A method for the site-specific integration of transfected DNA into the genome of a host according to Claim 35, said method comprising:

20           (i) contacting said genome with:

          (a) FLP recombinase, and

          (b) a first DNA comprising a nucleotide sequence containing at least one FLP recombination target site therein;

25           and thereafter

          (ii) maintaining the product of step (i) under conditions suitable for site-specific integration of said DNA sequence to occur at the FLP recombination target site in  
30           said genome of the host.

          50. A method according to Claim 49 wherein said FLP recombination target site is positioned within at least a portion of one or more gene(s) of interest.



51. A method according to Claim 49 further comprising additionally contacting said host with a second DNA, wherein said second DNA is selected from:

(a) at least a second portion of said first gene of interest, or

(b) at least a portion of a second gene of interest;

wherein said second DNA contains at least one FLP recombination target site; and wherein said second DNA, when combined in reading frame with said first DNA, provides a functional gene.

52. A method according to Claim 49 wherein said FLP recombinase is provided by a FLP expression vector.

53. A method according to Claim 52 wherein the expression of FLP recombinase by said FLP expression vector is subject to regulatory control.

54. A method according to Claim 49 wherein said FLP recombination target site is introduced into the genome of said host mammal by transfecting said host with a DNA fragment containing at least one recombination target site therein.

55. A method according to Claim 49 wherein the DNA of said host mammal contains at least one FLP recombination target site, and wherein said FLP recombination target site is so positioned that the introduction of additional DNA sequences therein will inactivate the target gene.

56. A method for the analysis of the development of a mammal, said method comprising:

(a) providing a transgenic mammal comprising:

5 (i) an expression construct encoding FLP under the control of a conditional promoter, and

10 (ii) a reporter construct under the control of the same or a different promoter, wherein said reporter construct encodes a functional or non-functional reporter gene product, and wherein said construct contains at least one FLP recombination target site therein,

15 wherein the functional expression of the functional reporter gene is disrupted when said FLP recombination event occurs, or

20 wherein the functional expression of the non-functional reporter gene commences when said FLP recombination event occurs; and

25 (b) following the development of said mammal to determine when expression of functional reporter gene product either commences or is disrupted.

57. A method according to Claim 56 wherein said conditional promoter is developmentally-regulated.

30 58. A co-transfection assay for the occurrence of FLP-mediated recombination, said assay comprising:

(a) co-transfecting a host mammalian cell with:

35 (i) a FLP expression plasmid, and

(ii) a reporter plasmid comprising a non-functional reporter gene wherein said non-functional reporter gene is inactivated by

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the presence of extraneous DNA containing  
at least one recombination target site;  
and

- (b) monitoring said host cell under a variety  
5 of conditions for the gain of expression of functional  
reporter gene product.

59. A co-transfection assay for the occurrence  
of FLP-mediated recombination, said assay comprising:

- 10 (a) co-transfecting a host mammalian cell  
with:

- (i) a FLP expression plasmid, and  
(ii) a reporter plasmid comprising a  
functional reporter gene containing at  
15 least one recombination target site  
therein; and

- (b) monitoring said host cell under a variety  
of conditions for the loss of expression of functional  
reporter gene product.

20

FIG. 1A

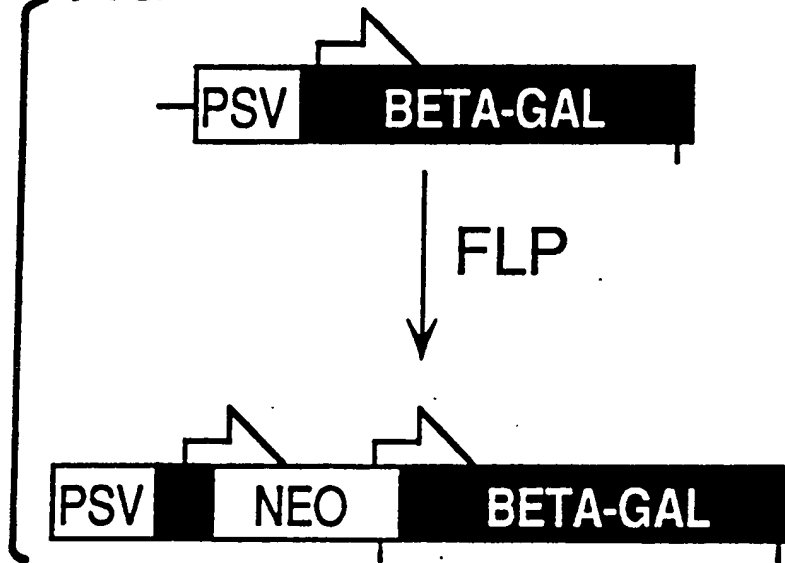
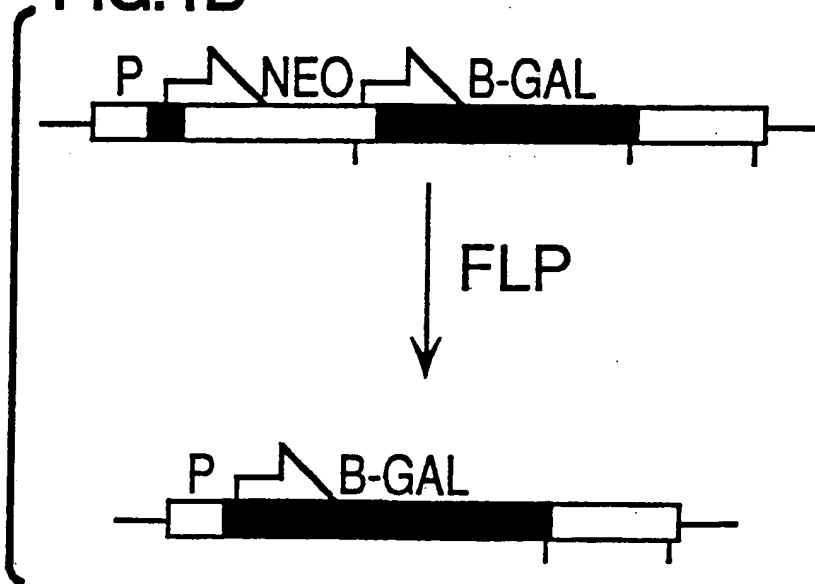


FIG. 1B

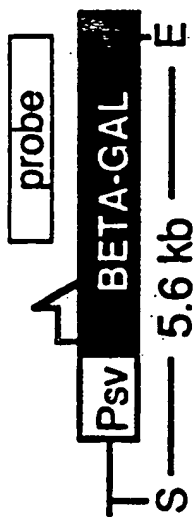


SUBSTITUTE SHEET

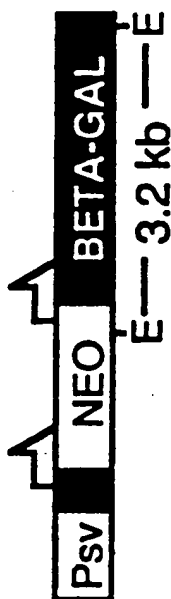
FIG.2A

FIG.2B

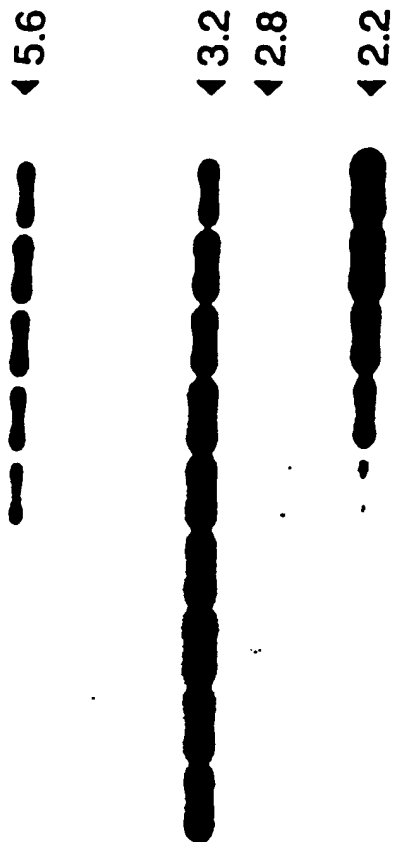
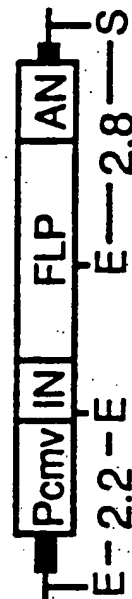
pFRT $\beta$ GAL



pNEO $\beta$ GAL



pOG44 FLP



0 0.1 0.2 0.5 1 2 6 12 18  
MICROGRAMS pOG44

FIG.2C

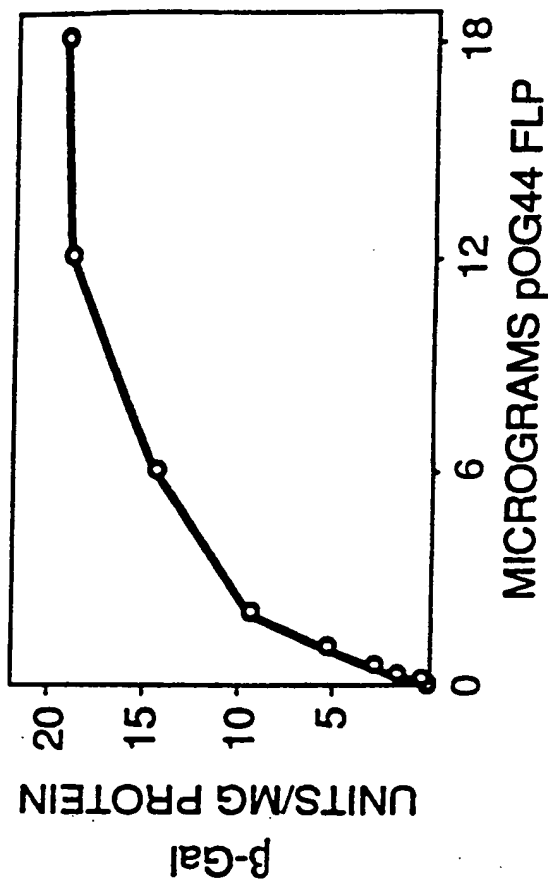
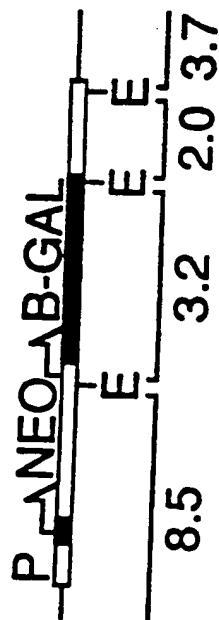
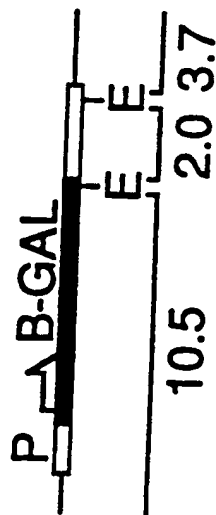


FIG.3A

E25



E25B



B2N

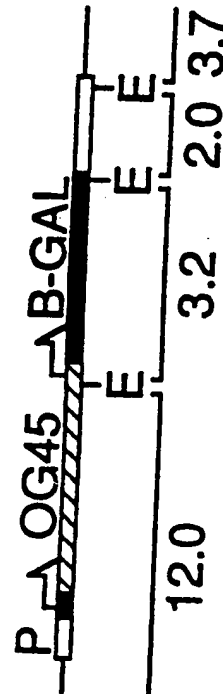
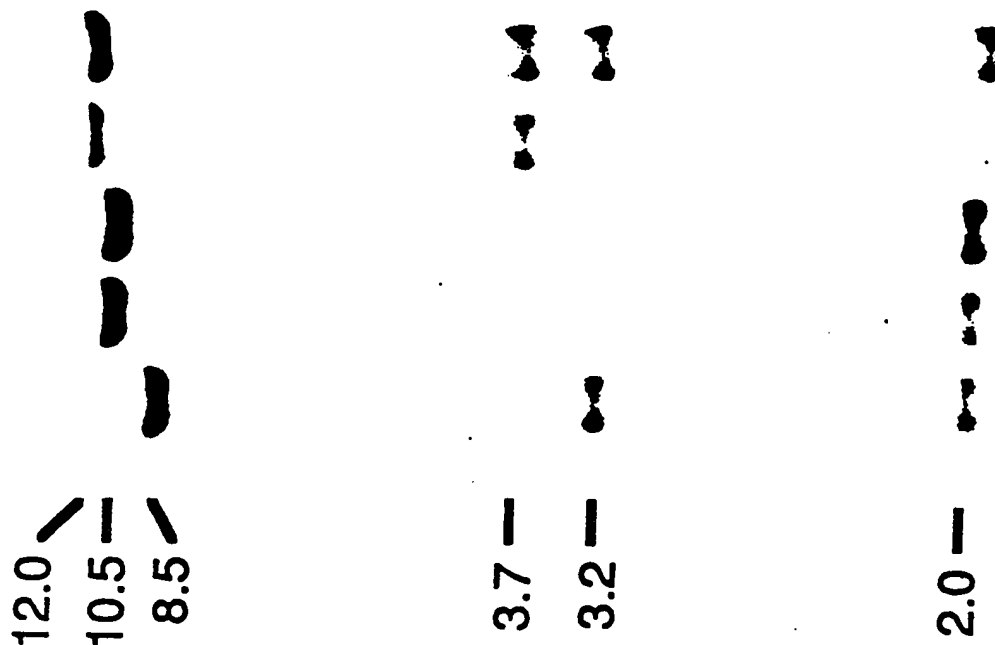


FIG.3B

E25 E25 E25 B2 B2  
B1 B2 N1 N2



## FURTHER INFORMATION CONTINUED FROM PREVIOUS SHEETS

## II. FIELDS SEARCHED

Other Documents Searched:

APS: USPAT and JPOABS

DIALOG: BIOSIS, MEDLINE, CA SEARCH, SCISEARCH, LIFE SCIENCES COLLECTION, PASCAL, CONFERENCE PAPERS INDEX, WORLD PATENTS INDEX

SEARCH TERMS: FLP recombina?

## VI. OBSERVATIONS WHERE UNITY OF INVENTION WAS LACKING

This ISA found multiple inventions as follows:

This application contains the following inventions or groups of inventions which are not so linked so as to form single inventive concept and does not meet the criteria of PCT Rule 13.1 and 13.2. The sequential Roman numerals identify the groups.

- I. Claims 1-18 and 29-34, drawn to a mammalian recombination system, DNA, transformed host cells, and method of assembling functional genes are classified in Class 435, subclasses 320.1, 240.2, 172.3 and Class 536, subclass 27.
- II. Claims 19-23, drawn to a method of disrupting gene function are classified in Class 435, subclass 172.3.
- III. Claim 24, drawn to a method of recovering DNA is classified in Class 435, subclass 91.
- IV. Claims 25-28 and 42-55, drawn to methods of targeted (site specific) DNA integration contain species drawn to cells per se (claims 25-28 and 42-48) and claims drawn to non-human transgenic animals (claims 25-28 and 49-55) are classified in Class 435, subclasses 172.1, 172.3, 240.2 and in Class 800 subclass 2.
- V. Claims 35-41, drawn to non-human transgenic animals are classified in Class 800, subclass 2.
- VI. Claims 56 and 57, drawn to a method for analysis of mammalian development are classified in Class 435, subclass 4.
- VII. Claims 58 and 59, drawn to a cotransfection assay are classified in Class 435, subclass 6.

**I. CLASSIFICATION OF SUBJECT MATTER (If several classification symbols apply, indicate all)<sup>3</sup>**

According to International Patent Classification (IPC) or to both National Classification and IPC

IPC (5): C12H 15/85, 5/16; C07H 15/12  
US CL : 435/320.1, 240.2, 172.3; 536/27**II. FIELDS SEARCHED****Minimum Documentation Searched<sup>4</sup>**

Classification System

Classification Symbols

U.S.

435/320.1, 240.2, 172.3; 536/27

Documentation Searched other than Minimum Documentation  
to the extent that such Documents are included in the Fields Searched<sup>5</sup>

Please See Attached Sheet.

**III. DOCUMENTS CONSIDERED TO BE RELEVANT<sup>14</sup>**

| Category <sup>6</sup> | Citation of Document, <sup>18</sup> with indication, where appropriate, of the relevant passages <sup>17</sup>   | Relevant to Claim No. <sup>18</sup> |
|-----------------------|--|-------------------------------------|
| Y                     | Cell, volume 59, issued 03 November 1989, Golic <i>et al.</i> , "The FLP Recombinase Of Yeast Catalyzes Site-Specific Recombination In The Drosophila Genome", pages 499-509. See entire document.                                   | 1-18, 29-34                         |
| Y                     | Cell, volume 21, issued September 1980, Broach <i>et al.</i> , "Replication And Recombination Functions Associated With The Yeast Plasmid, 2 $\mu$ Circle", pages 501-508. See entire document.                                      | 1-18, 29-34                         |
| Y                     | Proc. Natl. Acad. Sci. USA, volume 82, issued September 1985, Jayaram, "Two-Micrometer Circle Site-Specific Recombination: The Minimal Substrate And The Possible Role Of Flanking Sequences", pages 5875-5879. See entire document. | 1-18, 29-34                         |
| Y                     | J. Bacteriol., volume 169, no. 12, issued December 1987, Utatsu <i>et al.</i> , "Yeast Plasmids Resembling 2 $\mu$ m DNA: Regional Similarities And Diversities At The Molecular Level", pages 5537-5545. See entire document.       | 1-18, 29-34                         |

<sup>6</sup> Special categories of cited documents:<sup>15</sup>

- "A" document defining the general state of the art which is not considered to be of particular relevance  
 "E" earlier document but published on or after the international filing date  
 "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)  
 "O" document referring to an oral disclosure, use, exhibition or other means  
 "P" document published prior to the international filing date but later than the priority date claimed

- "T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention  
 "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step  
 "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art  
 "Z" document member of the same patent family

**IV. CERTIFICATION**

|  |  |
|--|--|
| Date of the Actual Completion of the International Search <sup>2</sup> | Date of Mailing of this International Search Report <sup>2</sup> |
| 06 JUNE 1992   | 24 JUN 1992  |
| International Searching Authority <sup>1</sup>                         | Signature of Authorized Officer <sup>20</sup>                    |
| ISA/US   | <i>Christopher S. F. Low</i><br>CHRISTOPHER S. F. LOW            |



## FURTHER INFORMATION CONTINUED FROM THE SECOND SHEET

|   |  |             |
|---|--|-------------|
| Y | Mol. c. Cell. Biol., volume 7, no. 6, issued Jun 1987, Sauer, "Functional Expression Of The <u>cre-lox</u> Site-Specific Recombination System In The Yeast <u>Saccharomyces cerevisiae</u> , pages 2087-2096. See entire document. | 1-18, 29-34 |
| Y | J. Molec. Biol., volum 201, issued 1988, Senecoff <u>et al.</u> , "DNA Recognition By The FLP Recombinase Of The Yeast 2 $\mu$ Plasmid. A Mutational Analysis Of The FLP Binding Site", pages 405-421. See entire document.        | 1-18, 29-34 |
| Y | US, A, 4,959,317 (Sauer) issued 25 September 1990. See at least col 14.  | 1-18, 29-34 |

V. ☐ OBSERVATIONS WHERE CERTAIN CLAIMS WERE FOUND UNSEARCHABLE<sup>1</sup>

1. ☐ Claim numbers , because they relate to subject matter (1) not required to be searched by this Authority, namely:
2. ☐ Claim numbers , because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out (1), specifically:
3. ☐ Claim numbers , because they are dependent claims not drafted in accordance with the second and third sentences of PCT Rule 6.4(a).

VI. ☒ OBSERVATIONS WHERE UNITY OF INVENTION IS LACKING<sup>2</sup>

This International Searching Authority found multiple inventions in this international application as follows:  
Please See Attached Sheet.

1. ☐ As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims of the international application.
2. ☐ As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims of the international application for which fees were paid, specifically claims:
3. ☒ No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claim numbers:  
1-18 and 29-34  
(Telephone Practice)
4. ☐ As all searchable claims could be searched without effort justifying an additional fee, the International Search Authority did not invite payment of any additional fee.

Remark on protest

- ☐ The additional search fees were accompanied by applicant's protest.
- ☐ No protest accompanied the payment of additional search fees.

## III. DOCUMENTS CONSIDERED TO BE RELEVANT (CONTINUED FROM THE SECOND SHEET)

| Category* | Citation of Document, <sup>16</sup> with indication, where appropriate, of the relevant passages <sup>17</sup>  | Relevant to Claim No. <sup>18</sup> |
|-----------|---|-------------------------------------|
| Y         | Proc. Natl. Acad. Sci. USA, volume 85, issued July 1988, Sauer et al., "Site-Specific DNA Recombination In Mammalian Cells By The Cre Recombinase Of Bacteriophage P1", pages 5166-5170.                              | 1-18, 29-34                         |
| Y         | Nucleic Acids Research, volume 17, no. 1, issued 11 January 1989, Sauer et al., "Cre-Stimulated Recombination At loxP-Containing DNA Sequences Placed Into The Mammalian Genome", pages 147-161. See entire document. | 1-18, 29-34                         |
| Y         | The New Biologist, volume 2, no. 5, issued May 1990, Sauer et al., "Targeted Insertion Of Exogenous DNA Into The Eukaryotic Genome By The Cre Recombinase", pages 441-449. See entire document.                       | 1-18, 29-34                         |
| Y         | US, A, 4,997,757 (Schiestl) issued 05 March 1991. See entire document.  | 1-18, 29-34                         |
| A,X       | Science, volume 251, issued 15 March 1991, O'Gorman et al., "Recombinase-Mediated Gene Activation and Site-Specific Integration In Mammalian Cells", pages 1351-1355. See entire document.                            | 1-18, 29-34                         |

## FURTHER INFORMATION CONTINUED FROM THE SECOND SHEET

|   |   |             |
|---|---|-------------|
| Y | Molec. Cell. Biol., volume 7, no. 6, issued Jun 1987, Sauer, "Functional Expression Of The <u>cre-lox</u> Site-Specific Recombination System In The Yeast <u>Saccharomyces cerevisiae</u> , pages 2087-2096. See entire document. | 1-18, 29-34 |
| Y | J. Molec. Biol., volume 201, issued 1988, Senecoff <u>et al.</u> , "DNA Recognition By The FLP Recombinase Of The Yeast 2 $\mu$ Plasmid. A Mutational Analysis Of The FLP Binding Site", pages 405-421. See entire document.      | 1-18, 29-34 |
| Y | US, A, 4,959,317 (Sauer) issued 25 September 1990. See at least col 14.   | 1-18, 29-34 |

V. ☐ OBSERVATIONS WHERE CERTAIN CLAIMS WERE FOUND UNSEARCHABLE<sup>1</sup>

1. ☐ Claim numbers , because they relate to subject matter (1) not required to be searched by this Authority, namely:

2. ☐ Claim numbers , because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out (1), specifically:

3. ☐ Claim numbers , because they are dependent claims not drafted in accordance with the second and third sentences of PCT Rule 6.4(a).

VI. ☒ OBSERVATIONS WHERE UNITY OF INVENTION IS LACKING<sup>2</sup>

This International Searching Authority found multiple inventions in this international application as follows:

Please See Attached Sheet.

1. ☐ As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims of the international application.

2. ☐ As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims of the international application for which fees were paid, specifically claims:

3. ☒ No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claim numbers:

1-18 and 29-34  
(Telephone Practice)

4. ☐ As all searchable claims could be searched without effort justifying an additional fee, the International Search Authority did not invite payment of any additional fee.

Remark on protest

☐ The additional search fees were accompanied by applicant's protest.

☐ No protest accompanied the payment of additional search fees.

## III. DOCUMENTS CONSIDERED TO BE RELEVANT (CONTINUED FROM THE SECOND SHEET)

| Category* | Citation of Document, <sup>16</sup> with indication, where appropriate, of the relevant passages <sup>17</sup>  | Relevant to Claim No. <sup>18</sup> |
|-----------|---|-------------------------------------|
| Y         | Proc. Natl. Acad. Sci. USA, volume 85, issued July 1988, Sauer <u>et al.</u> , "Site-Specific DNA Recombination In Mammalian Cells By The Cre Recombinase Of Bacteriophage P1", pages 5166-5170.                              | 1-18, 29-34                         |
| Y         | Nucleic Acids Research, volume 17, no. 1, issued 11 January 1989, Sauer <u>et al.</u> , "Cre-Stimulated Recombination At loxP-Containing DNA Sequences Placed Into The Mammalian Genome", pages 147-161. See entire document. | 1-18, 29-34                         |
| Y         | The New Biologist, volume 2, no. 5, issued May 1990, Sauer <u>et al.</u> , "Targeted Insertion Of Exogenous DNA Into The Eukaryotic Genome By The Cre Recombinase", pages 441-449. See entire document.                       | 1-18, 29-34                         |
| Y         | US, A, 4,997,757 (Schiestl) issued 05 March 1991. See entire document.  | 1-18, 29-34                         |
| A,X       | Science, volume 251, issued 15 March 1991, O'Gorman <u>et al.</u> , "Recombinase-Mediated Gene Activation and Site-Specific Integration In Mammalian Cells", pages 1351-1355. See entire document.                            | 1-18, 29-34                         |